

Serial or Patent No.: \_\_\_\_\_ Docket No.: \_\_\_\_\_ 8

Filed or Issued: \_\_\_\_\_

To: \_\_\_\_\_

VERIFIED STATEMENT (DECLARATION ) CLAIMING SMALL ENTITY STATUS  
(37 CFR 1.9(f) and 1.27(c) - SMALL BUSINESS CONCERN

I hereby declare that I am

- ( X ) the owner of the small business concern identified below:  
( ) an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN ASAT AG Applied Science & Technology

ADDRESS OF CONCERN Baarerstraße 77, CH-6302 Zug, Switzerland

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled \_\_\_\_\_ by Inventor(s)

Peter Berchtold and Robert F. A. Escher  
described in

- ( ) the specification filed herewith  
( ) application serial no. PCT/EP 98/03397 filed June 05, 1998  
( ) patent no. \_\_\_\_\_, issued \_\_\_\_\_

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e). NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_  
( ) INDIVIDUAL (X) SMALL BUSINESS CONCERN ( ) NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28 (b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING Dr. H.W. Schmid

TITLE OF PERSON OTHER THAN OWNER \_\_\_\_\_

ADDRESS OF PERSON SIGNING Riedmatt 5, Postfach 3542, 6302 Zug, Switzerland

SIGNATURE Dr. Schmid DATE November 3, 1999

**Declaration For U.S. Patent Application**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled  
(Insert Title) \_\_\_\_\_

the specification of which

(Check one  
of blocks  
1, 2 or 3.  
See note A  
on back of  
this page)

1. ☐ is attached hereto. June 05, 1998  
 2. ☒ was filed on \_\_\_\_\_ as  
 International PCT Application Serial No. PCT/EP 98/03397  
 and was amended on \_\_\_\_\_  
 (if applicable)  
 3. ☐ was filed on \_\_\_\_\_ as  
 U.S. Application Serial No. \_\_\_\_\_  
 and was amended on \_\_\_\_\_  
 (if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claim(s), as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application for which priority is claimed:

(List prior  
foreign  
applications.  
See note B  
on back of  
this page)

197 23 904.8	DE	June 06, 1997	Priority Claimed <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
(Number)	(Country)	(Day/Month/Year Filed)	
197 55 227.7	DE	December 12, 1997	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
(Number)	(Country)	(Day/Month/Year Filed)	
198 20 663.1	DE	May 08, 1998	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
(Number)	(Country)	(Day/Month/Year Filed)	
			<input type="checkbox"/> Yes <input type="checkbox"/> No
(Number)	(Country)	(Day/Month/Year Filed)	

(See Note C on back  
of this page)

☐ See attached list for additional prior foreign applications

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) or PCT International application(s) designating the United States of America listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112. I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT International filing date of this application:

(List prior U.S.  
Applications or  
PCT International  
applications  
designating the  
U.S.)

(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)

And I hereby appoint as principal attorneys David T. Nikaido, Reg. No. 22,663; Charles M. Marmelstein, Reg. No. 25,895; George E. Oram, Jr., Reg. No. 27,931; Robert B. Murray, Reg. No. 22,980; Martin S. Postman, Reg. No. 18,570; E. Marcie Ermas, Reg. No. 32,131; Michael G. Gilman, Reg. No. 19,114; Douglas H. Goldhush, Reg. No. 33,125; Kevin C. Brown, Reg. No. 32,402; Monica Chin Kins, Reg. No. 36,105; Sharon N. Klesner, Reg. No. 36,335; and John R. Fusz, Reg. No. 37,327.

Please direct all communications to the following address: NIKAIDO, MARMELESTEIN, MURRAY & ORAM

Metropolitan Square  
655 Fifteenth Street, N.W., Suite 330 - G Street Lobby  
Washington, D.C. 20005-5701  
 (202) 638-5000 Fax: (202) 638-4810

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

(See Note D  
on back of  
this page)

Full name of sole or first inventor Peter Berchtold  
 X Inventor's signature P. Berchtold 23.11.99 Date  
 Residence Waldweg 88, 3032 Hinterkappeln, SCHWEIZ  
 Citizenship swiss CHX  
 Post Office Address same as above

Full name of second joint inventor, if any Robert F. A. Escher

Inventor's signature [Signature]

Residence Lentulusstraße 59, 3007 Bern, SCHWEIZ

Citizenship Swiss

Post Office Address same as above

23.11.99  
Date

Full name of third joint inventor, if any \_\_\_\_\_

Inventor's signature \_\_\_\_\_

Residence \_\_\_\_\_

Date

Citizenship \_\_\_\_\_

Post Office Address \_\_\_\_\_

Full name of fourth joint inventor, if any \_\_\_\_\_

Inventor's signature \_\_\_\_\_

Residence \_\_\_\_\_

Date

Citizenship \_\_\_\_\_

Post Office Address \_\_\_\_\_

Full name of fifth joint inventor, if any \_\_\_\_\_

Inventor's signature \_\_\_\_\_

Residence \_\_\_\_\_

Date

Citizenship \_\_\_\_\_

Post Office Address \_\_\_\_\_

Full name of sixth joint inventor, if any \_\_\_\_\_

Inventor's signature \_\_\_\_\_

Residence \_\_\_\_\_

Date

Citizenship \_\_\_\_\_

Post Office Address \_\_\_\_\_

Full name of seventh joint inventor, if any \_\_\_\_\_

Inventor's signature \_\_\_\_\_

Residence \_\_\_\_\_

Date

Citizenship \_\_\_\_\_

Post Office Address \_\_\_\_\_

Full name of eighth joint inventor, if any \_\_\_\_\_

Inventor's signature \_\_\_\_\_

Residence \_\_\_\_\_

Date

Citizenship \_\_\_\_\_

Post Office Address \_\_\_\_\_

SECRET